

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

Heydi De La Cruz and Victor A. Rodriguez,)	
)	Civil Action No. 2:24-CV-00605
)	
Claimants)	Motion Day: April 1, 2024
)	
-against-)	NOTICE OF
)	MOTION TO DISMISS
CrossCountry Mortgage, LLC, Nationstar)	
Mortgage, LLC and Government)	ORAL ARGUMENT
National Mortgage Association,)	REQUESTED IF OPPOSED
)	
Respondents.		

TO: Heydi de la Cruz 680 Elm Avenue Ridgefield, NJ 07657 Email: lullabylanellc@gmail.com <i>Pro Se Claimant</i>	Victor A. Rodriguez 680 Elm Avenue Ridgefield, NJ 07657 Email: victorrodriguez91@hotmail.com <i>Pro Se Claimant</i>
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*Attorneys for Respondents Nationstar
Mortgage LLC and Government
National Mortgage Association*

PLEASE TAKE NOTICE that on April 1, 2024, or as soon as thereafter as counsel may be heard, the undersigned attorneys for Respondent CrossCountry Mortgage, LLC “CCM”) shall move before the United States District Court for the District of New Jersey, Honorable Evelyn Padin, U.S.D.J. at the Martin Luther King

Building & U.S. Courthouse, Courtroom 4C, 50 Walnut Street, Newark, New Jersey 07101, for an Order granting CCM's Motion to Dismiss (the "Motion") made pursuant to Fed. R. Civ. P. 8(a), 9(b), 12(b)(1) and 12(b)(6) the "Claim for Breach of Fiduciary Duty, Breach of Contract dated February 1, 2024 (the "Complaint") filed by Claimants Heydi de la Cruz and Victor A. Rodriguez (collectively, "Claimants").

PLEASE TAKE FURTHER NOTICE that in support of the Motion, CCM shall rely on the accompanying Memorandum of Law and Declaration of Alan F. Kaufman with exhibits. A proposed form of Order is also accompanying herewith.

PLEASE TAKE FURTHER NOTICE that oral argument is requested only in the event that the Motion is opposed.

Dated: March 8, 2024

NELSON MULLINS RILEY & SCARBOROUGH LLP

By: /s/ Alan F Kaufman

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